

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JAMES PIAZZA and
EVELYN PIAZZA,

Plaintiffs,

v.

BRENDAN YOUNG, DANIEL
CASEY, BRAXTON BECKER,
MICHAEL BONATUCCI, RYAN
BURKE, JERRY COYNE, GARY
DIBILEO, JR., JOSEPH EMS, CASEY
FUNK, EDWARD JAMES
GILMARTIN, III, CRAIG HEIMER,
JONATHAN KANZLER, LARS
KENYON, NICHOLAS KUBERA,
JOSHUA KURCZEWSKI, JONATHAN
MARTINES, ADAM MENGDEN,
JOSHUA MONCKTON, JONAH
NEUMAN, AIDAN O'BRIEN,
DONALD PRIOR, MATTHEW
REINMUND, LUCAS ROCKWELL,
JOSEPH SALA, MICHAEL ANGELO
SCHIAVONE, BOHAN SONG, LUKE
VISSER, PARKER YOCHIM, and ST.
MORITZ SECURITY SERVICES, INC.

Defendants.

No. 4:19-CV-00180

(Judge Brann)

ORDER

AND NOW, this 19th day of November 2019, in accordance with the
accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that:

1. Defendant Edward James Gilmartin, III's Motion to Dismiss,
September 26, 2019, ECF No. 241 is **DENIED**.

2. Defendant Jonathan Martines' Motion to Dismiss, September 27, 2019, ECF No. 244 is granted. Count III (negligence after Timothy Piazza's fall) is dismissed with prejudice with respect to Defendant Martines.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge